



**TERMINAL DISCLAIMER TO OBIATE A PROVISIONAL DOUBLE PATENTING  
REJECTION OVER A PENDING SECOND APPLICATION**

Docket Number (Optional)  
291958171US4

In re Application of: Chen et al.

Application No.: 10/695,419-Conf. #4483

Filed: October 27, 2003

For: APPARATUS AND METHOD FOR ELECTROLYTICALLY DEPOSITING COPPER ON A  
SEMICONDUCTOR WORKPIECE

The owner\*, Semitoil, Inc., of 100  
percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of  
any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined  
in 35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending  
second Application Number 10/357,422, filed on February 3, 2003, of any patent on the  
pending second application. The owner hereby agrees that any patent so granted on the instant application shall be  
enforceable only for and during such period that it and any patent granted on the second application are commonly owned.  
This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or  
assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant  
application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent  
granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any  
such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of  
competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled  
by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as  
shortened by any terminal disclaimer filed prior to its grant.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.),  
the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on  
information and belief are believed to be true; and further that these statements were made with the knowledge that willful  
false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the  
United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued  
thereon.

2. ☒ The undersigned is an attorney or agent of record.

Paul Parker 12/8/04  
Signature Date

Paul T. Parker - 38,264

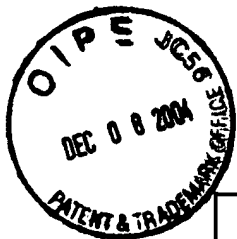
Typed or printed name

(206) 359-8000

Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

\*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).  
Form PTO/SB/96 may be used for making this statement. See MPEP § 324.



PTO/SB/17 (11-04)

Approved for use through 7/31/2006. OMB 0651-0032  
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# FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 110.00

**Complete if Known**

Application Number	10/695,419-Conf. #4483
Filing Date	October 27, 2003
First Named Inventor	Linlin Chen
Examiner Name	T.H. Parsons
Art Unit	1745
Attorney Docket No.	291958171US4

**METHOD OF PAYMENT** (check all that apply)☒ Check ☐ Credit Card ☐ Money Order☐ Deposit Account ☐ NoneDeposit  
Account  
Number

50-0665

Deposit  
Account  
Name

Perkins Coie LLP

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or any underpayment of fee(s)  
under 37 CFR 1.16 and 1.17☒ Credit any overpayments

To the above-identified deposit account.

☐ Other (please identify):**FEE CALCULATION** (continued)**2. EXTRA CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20	18	9
Each independent claim over 3	88	44
Multiple dependent claims	300	150
For Reissues, each claim over 20 and more than in the original patent	18	9
For Reissues, each independent claim more than in the original patent	88	44

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 20 or HP =	x	=	
HP= highest number of total claims paid for, if greater than 20			

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP =	x	=	
HP= highest number of independent claims paid for, if greater than 3			

Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
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Subtotal (2) \$ 0.00

**FEE CALCULATION****1. BASIC FILING FEE**

Fee Description	Fee (\$)	Small Entity Fee (\$)	Fee Paid (\$)
Utility Filing Fee	790	395	
Design Filing Fee	350	175	
Plant Filing Fee	550	275	
Reissue Filing Fee	790	395	
Provisional Filing Fee	160	80	
Subtotal (1) \$		0.00	

**3. OTHER FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)	Fee Paid
1-month extension of time	110	55	
2-month extension of time	430	215	
3-month extension of time	980	490	
4-month extension of time	1,530	765	
5-month extension of time	2,080	1,040	
Information disclosure stmt. Fee	180	180	
37 CFR 1.17(q) processing fee	50	50	
Non-English specification	130	130	
Notice of Appeal	340	170	
Filing a brief in support of appeal	340	170	
Request for oral hearing	300	150	
Other: 1814 Statutory Disclaimer			130.00
Subtotal (3) \$			130.00

**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent)	38,264	Telephone	(206) 359-8000
Name (Print/Type)	Paul T. Parker	Date	December 8, 2004		

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV528705936US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated:

12/8/04

Signature:

(Melody Almberg)